



#12plds, 3626
Attorney Docket No. 1148/015

S. Ellis
2-2-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 3626

PATENT APPLICATION

Examiner Natalie A. Pass

In re application of : **SYSTEM FOR MONITORING HEALTH,
WELLNESS AND FITNESS**

TELLER ET AL

Serial No. 09/595,660

Filed June 16, 2000

**SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

Pittsburgh, Pennsylvania 15222

January 9, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. §§1.51, 1.56, 1.97 and 1.98 the art identified on attached form PTO-1449 enclosed herewith is cited in connection with the captioned application. The applicants hereby request the Examiner to review and make an

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:

January 9, 2004
Date of Deposit

Philip E. Levy, Esq.
Name of Person Signing

Philip E. Levy
Signature

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independent evaluation of the art. By filing this Information Disclosure Statement, the applicants are not admitting that any reference actually qualifies as prior art, and applicants reserve the right to argue that any reference does not qualify as prior art should they deem it necessary to do so. Copies of the following references are provided:

Lipsey, United States Patent No. 4,192,000

No fee is believed to be required in connection with the filing of this Information Disclosure Statement under 37 C.F.R. §1.17(p) since it is being filed in compliance with 37 C.F.R. §1.97(c), after the mailing of the first Office Action but before the mailing date of a final action or a Notice of Allowance in the above-captioned application. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge, after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Applicants believe that their SYSTEM FOR MONITORING HEALTH, WELLNESS AND FITNESS as described and claimed in the present application is neither taught nor suggested by this art. Accordingly, applicants' invention is believed to be patentable over these references.

Respectfully submitted,

METZ LEWIS LLC


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